IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 7468 OF 2005

Mr. John Paskal D'Mello ..Petitioner.

Versus

Mr. Valarian Michael D'Mello & Ors. ..Respondents.

Mr. S.B. Shetye for the Petitioner.

CORAM : S. A. BOBDE, J.
DATED : 28TH OCTOBER, 2005.

P.C.:

1. There is no reason to disturb the concurrent findings of facts arrived by the courts below. The dispute of the learned counsel for the petitioner is only about the area in regard to which the courts below arrived at a prima facie conclusion and have refused injunction to the petitioner /plaintiff.

2. In the circumstances, the petition is dismissed.

3. The trial court is directed to decide the suit as expeditiously as possible.

DT. 28.10.05 (S.A.BOBDE,J)

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